

1 Honorable James L. Robart
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10 UNITED STATES DISTRICT COURT
11 FOR THE WESTERN DISTRICT OF WASHINGTON
12 AT SEATTLE
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14 Juweiya Abdiaziz ALI; A.F.A., a minor;
15 Reema Khaled DAHMAN; G.E., a minor;
16 Jaffer Akhlaq HUSSAIN; Seyedehfatemeh
17 HAMEDANI; Olad Issa OMAR; Faduma
18 Olad ISSA; F.O.I., a minor; and S.O.I., a
19 minor; on behalf of themselves as individuals
20 and on behalf of others similarly situated,
21

22 Plaintiffs,
23 v.
24

25 Donald TRUMP, President of the United States
26 of America; Jefferson B. SESSIONS, Attorney
27 General of the United States; U.S.
28 DEPARTMENT OF STATE; Rex W.
TILLERSON, Secretary of State; U.S.
DEPARTMENT OF HOMELAND
SECURITY; John F. KELLY, Secretary of
Homeland Security; U.S. CITIZENSHIP AND
IMMIGRATION SERVICES; Lori
SCIALABBA, Acting Director of USCIS;
CUSTOMS AND BORDER PROTECTION;
Kevin K. McALEENAN, Acting
Commissioner of CBP; OFFICE OF THE
DIRECTOR OF NATIONAL
INTELLIGENCE; Michael DEMPSEY,
Acting Director of National Intelligence,
Defendants.

Case No.: 2:17-cv-00135-JLR

**DECLARATION OF KRISTIN
MACLEOD-BALL IN SUPPORT OF
PLAINTIFFS' EMERGENCY MOTION
FOR TEMPORARY RESTRAINING
ORDER AND PRELIMINARY
INJUNCTION**

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2 I, Kristin Macleod-Ball, declare as follows:
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5 1) I am counsel of record for Plaintiffs in this case. I submit this declaration in support
6 of Plaintiffs' Emergency Motion for a Temporary Restraining Order and a Preliminary
Injunction.

7 2) I have personal knowledge of the facts set forth herein, and, if called as a witness, I
8 could and would testify completely as set forth below.

9 3) Where the following exhibits include portions of online comment sections, I have
10 redacted obscenities appearing in the comment sections.

11 4) Attached as Exhibit A is a true and correct copy of a printout from the
12 www.donaldjtrump.com website, entitled "Donald J. Trump Statement on Preventing Muslim
13 Immigration," December 7, 2015. I accessed the statement on March 13, 2017 at
14 <https://www.donaldjtrump.com/press-releases/donald-j.-trump-statement-on-preventing-muslim->
15 [immigration](https://www.donaldjtrump.com/press-releases/donald-j.-trump-statement-on-preventing-muslim-immigration).

16 5) Attached as Exhibit B is a true and correct copy of a tweet of Defendant Donald J.
17 Trump (@realDonaldTrump), published on Twitter, December 10, 2015. I accessed the tweet on
18 March 13, 2017 at <https://twitter.com/realdonaldtrump/status/674934005725331456>.

19 6) Attached as Exhibit C is a true and correct copy of an article from Politico by Nick
20 Gass entitled "Trump Not Bothered by Comparisons to Hitler," December 8, 2015. I accessed
21 the article on March 13, 2017 at <http://www.politico.com/trump-muslims-shutdown-hitler-comparison>.

22 7) Attached as Exhibit D is a true and correct copy of an article from CNN by
23 Theodore Schleifer, entitled "Donald Trump: 'I think Islam hates us,'" March 10, 2016. I
24 accessed the article on March 13, 2017 at [http://www.cnn.com/2016/03/09/politics/donald-](http://www.cnn.com/2016/03/09/politics/donald-trump-islam-hates-us/)
[trump-islam-hates-us/](http://www.cnn.com/2016/03/09/politics/donald-trump-islam-hates-us/).

1 8) Attached as Exhibit E is a true and correct copy of a tweet of Defendant Donald J.
2 Trump (@realDonaldTrump), published on Twitter, March 22, 2016. I accessed the tweet on
3 March 13, 2017 at <https://twitter.com/realdonaldtrump/status/712473816614772736>.
4

5 9) Attached as Exhibit F is a true and correct copy of a printout of the transcript of a
6 June 13, 2016 speech of Defendant Donald Trump, entitled "Donald J. Trump Addresses
7 Terrorism, Immigration, and National Security." I accessed the transcript on March 13, 2017 at
8 <https://www.donaldjtrump.com/press-releases/donald-j.-trump-addresses-terrorism-immigration-and-national-security>.
9

10 10) Attached as Exhibit G is a true and correct copy of a tweet of Defendant Donald J.
11 Trump (@realDonaldTrump), published on Twitter, July 25, 2016. I accessed the tweet on
12 March 13, 2017 at <https://twitter.com/realdonaldtrump/status/758872422028148740>.
13

14 11) Attached as Exhibit H is a true and correct copy of a printout of a page from the
15 Terrorism Awareness Project website from February 3, 2007, as archived on www.archive.org. I
16 accessed the page on March 13, 2017 at
17 <https://web.archive.org/web/20070203001212/http://www.terrorismawareness.org/about/3/about-the-project?pg=2>.
18

19 12) Attached as Exhibit I is a true and correct copy of an article from CNN by Andrew
20 Kaczynski and Chris Massie, entitled "In College, Trump Aide Stephen Miller Led Controversial
21 'Terrorism Awareness Project' Warning of 'Islamofascism,'" February 15, 2017. I accessed the
22 article on March 13, 2017 at available at <http://www.cnn.com/2017/02/15/politics/kfile-stephen-miller-terrorism-awareness>.
23

24 13) Attached as Exhibit J is a true and correct copy of an article from CNN by Andrew
25 Kaczynski, entitled "Steve Bannon in 2010: 'Islam is not a religion of peace. Islam is a religion
26 of submission,'" January 31, 2017. I accessed the article on March 13, 2017 at
27 <http://www.cnn.com/2017/01/31/politics/kfile-bannon-on-islam/>.
28

1 14) Attached as Exhibit K is a true and correct copy of an article from the New York
2 Times by Scott Shane, entitled "Stephen Bannon in 2014: We Are at War with Radical Islam,"
3 February 1, 2017. I accessed the article on March 13, 2017 at
4
<https://www.nytimes.com/interactive/2017/02/01/us/stephen-bannon-war-with-radical-islam.html>.
5

6 15) Attached as Exhibit L is a true and correct copy of an article from Newsweek by
7 Reuters, entitled "Bannon Driving Force Behind Trump's Hardline Immigration Ban, Officials
8 Say," January 30, 2017. I accessed the article on March 13, 2017 at
9
<http://www.newsweek.com/donald-trump-steve-bannon-immigration-ban-immigration-muslim-550415>.
10

11 16) Attached as Exhibit M is a true and correct copy of an article from CNN by Dan
12 Merica, entitled "Trump Signs Executive Order to Keep Out 'Radical Islamic Terrorists,'"
13 January 30, 2017. I accessed the article on March 13, 2017 at
14
<http://www.cnn.com/2017/01/27/politics/trump-plans-to-sign-executive-action-on-refugees-extreme-vetting/>.
15

16 17) Attached as Exhibit N is a true and correct copy of an article from CBN News by
17 David Brody, entitled "Brody File Exclusive: President Trump Says Persecuted Christians Will
18 Be Given Priority As Refugees," January 27, 2017. I accessed the article on March 13, 2017 at
19
<http://www1.cbn.com/thebrodyfile/archive/2017/01/27/brody-file-exclusive-president-trump-says-persecuted-christians-will-be-given-priority-as-refugees>.
20

21 18) Attached as Exhibit O is a true and correct copy of an article from the New York
22 Times by Michael D. Shear and Helene Cooper, entitled "Trump Bars Refugees and Citizens of
23 7 Muslim Countries," January 27, 2017. I accessed the article on March 13, 2017 at
24
<https://www.nytimes.com/2017/01/27/us/politics/trump-syrian-refugees.html>.
25

1 19) Attached as Exhibit P is a true and correct copy of a tweet of Defendant Donald J.
 2 Trump (@realDonaldTrump), published on Twitter, January 29, 2017. I accessed the tweet on
 3 March 13, 2017 at <https://twitter.comrealDonaldTrump/status/825721153142521858>.
 4

5 20) Attached as Exhibit Q is a true and correct copy of an article from the Washington
 6 Post by Amy B. Wang, entitled “Trump Asked for a ‘Muslim ban,’ Giuliani Says—And Ordered
 7 a Commission to Do It ‘legally,’” January 29, 2017. I accessed the article on March 13, 2017 at
 8 https://www.washingtonpost.com/news/the-fix/wp/2017/01/29/trump-asked-for-a-muslim-ban-giuliani-says-and-ordered-a-commission-to-do-it-legally/?utm_term=.2cd663c28df1.
 9

10 21) Attached as Exhibit R is a true and correct copy of an article from CBS News by
 11 Rebecca Shabad, entitled “Donald Trump Says He’s Expanding His Muslim Ban,” July 25,
 12 2016. I accessed the article on March 13, 2017 at <http://www.cbsnews.com/news/donald-trump-says-hes-expanding-muslim-ban>.
 13

14 22) Attached as Exhibit S is a true and correct copy of an article from Reuters by Mica
 15 Rosenberg and Lesley Wroughton, entitled “Trump’s Travel Ban Has Revoked 60,000 Visas for
 16 Now,” February 3, 2017. I accessed the article on March 13, 2017 at
 17 <http://www.reuters.com/article/us-usa-immigration-visas-idUSKBN15I2EW>.
 18

19 23) Attached as Exhibit T is a true and correct copy of a tweet of Defendant Donald J.
 20 Trump (@realDonaldTrump), published on Twitter, February 6, 2017. I accessed the tweet on
 21 March 13, 2017 at <https://twitter.com/realdonaldtrump/status/828797801630937089>.
 22

23 24) Attached as Exhibit U is a true and correct copy of an article from the Associated
 24 Press by Vivian Salama and Alicia A. Caldwell, entitled “AP Exclusive: DHS Report Disputes
 25 Threat from Banned Nations,” February 24, 2017. I accessed the article on March 13, 2017 at
 26 <http://bigstory.ap.org/article/39f1f8e4ceed4a30a4570f693291c866/dhs-intel-report-disputes-threat-posed-travel-ban-nations>.
 27

28 25) Attached as Exhibit V is a true and correct copy of a printout of the transcript of a
 February 16, 2017 news conference of Defendant Donald Trump. I accessed the transcript on

1 March 13, 2017 at <https://www.nytimes.com/2017/02/16/us/politics/donald-trump-press-conference-transcript.html>.

26) Attached as Exhibit W is a true and correct copy of an article from Bloomberg by
 Jennifer Jacobs, entitled “Trump Delaying Revamped Immigration Order until Next Week,
 Official Says,” February 22, 2017. I accessed the article on March 13, 2017 at
<https://www.bloomberg.com/politics/articles/2017-02-22/trump-said-to-delay-revamped-immigration-order-until-next-week>.

27) Attached as Exhibit X is a true and correct copy of a printout of the transcript of a
 February 18, 2017 speech by Defendant, entitled “Remarks at Rally in Melbourne, Florida.” I
 accessed the transcript on March 13, 2017 at
<http://www.palmbeachpost.com/news/national/read-full-transcript-trump-rally-speech-florida/DeDCpoNEKLQmWcIKndWB0M/>.

28) Attached as Exhibit Y is a true and correct copy of a printout of the transcript of a
 February 23, 2017 White House Press Briefing by Press Secretary Sean Spicer. I accessed the
 transcript on March 13, 2017 at <https://www.whitehouse.gov/the-press-office/2017/02/23/press-briefing-press-secretary-sean-spicer-2232017-15>.

29) Attached as Exhibit Z is a true and correct copy of a printout of the transcript of a
 February 21, 2017 White House Press Briefing by Press Secretary Sean Spicer. I accessed the
 transcript on March 13, 2017 at <https://www.whitehouse.gov/the-press-office/2017/02/21/press-briefing-press-secretary-sean-spicer-2212017-13>.

30) Attached as Exhibit AA is a true and correct copy of a printout of the transcript of a
 February 22, 2017 White House Press Briefing by Press Secretary Sean Spicer. I accessed the
 transcript on March 13, 2017 at <https://www.whitehouse.gov/the-press-office/2017/02/22/press-briefing-press-secretary-sean-spicer-2222017-14>.

31) Attached as Exhibit BB is a true and correct copy of a printout of a “rush transcript”
 of a February 21, 2017 Fox News television broadcast, entitled “The First 100 Days.” I accessed

1 the transcript on March 10, 2017 at <http://www.foxnews.com/transcript/2017/02/21/miller-new-order-will-be-responsive-to-judicial-ruling-rep-ron-desantis>.
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4 32) Attached as Exhibit CC is a true and correct copy of a printout of the transcript of a
 5 March 6, 2017 White House Press Gaggle by Press Secretary Sean Spicer. I accessed the
 6 transcript on March 13, 2017 at <https://www.whitehouse.gov/the-press-office/2017/03/06/press-gaggle-press-secretary-sean-spicer>.
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9 33) Attached as Exhibit DD is a true and correct copy of a tweet of Donald Trump
 10 (@realDonaldTrump), published on Twitter, January 30, 2017. I accessed the tweet on March
 11 13, 2017 at <https://twitter.comrealDonaldTrump/status/826060143825666051>.
 12
 13

14 34) Attached as Exhibit EE is a true and correct copy of an article from ABC NEWS by
 15 Riley Beggin, entitled “Protesters Caused ‘Only Disruption’ Surrounding Immigration Order:
 16 White House Advisor,” February 2, 2017. I accessed the article on March 13, 2017 at
<http://abcnews.go.com/Politics/protesters-caused-disruption-surrounding-immigration-order-white-house/story?id=45233560>.
 17
 18

19 35) Attached as Exhibit FF is a true and correct copy of a tweet by Donald Trump
 20 (@realDonaldTrump), published on Twitter, February 4, 2017. I accessed the tweet on March
 21 13, 2017 at <https://twitter.com/realdonaldtrump/status/827996357252243456>.
 22
 23

24 36) Attached as Exhibit GG is a true and correct copy of an article from the BOSTON
 25 GLOBE by Matt Zapotosky, “John Kelly testifies travel ban should have been delayed,” February
 26 7, 2017. I accessed the article on March 13, 2017 at
<https://www.bostonglobe.com/news/nation/2017/02/07/john-kelly-testifies-there-are-plans-add-nations-travel-ban/vArt8PFWA8TYWdRtgjTeUN/story.html>.
 27
 28

1 [https://www.theguardian.com/us-news/2017/feb/16/trump-travel-ban-replacement-us-immigration.](https://www.theguardian.com/us-news/2017/feb/16/trump-travel-ban-replacement-us-immigration)
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 3

4 38) Attached as Exhibit II is a true and correct copy of an article from CNN by Laura
 5 Jarrett et al., entitled “Trump delays new travel ban after well-reviewed speech,” March 1, 2017.
 6 I accessed the article on March 13, 2017 at <http://www.cnn.com/2017/02/28/politics/trump-travel-ban-visa-holders/>.
 7

8 39) Attached as Exhibit JJ is a true and correct copy of an article from THE OREGONIAN
 9 by Lynne Terry, entitled “Family of Portland’s bomb suspect, Mohamed Mohamud, fled chaos in
 10 Somalia for new life in America,” December 4, 2010. I accessed the article on March 13, 2017
 11 at http://www.oregonlive.com/portland/index.ssf/2010/12/suspect_in_portland_bomb_plot.html.
 12

13 40) Attached as Exhibit KK is a true and correct copy of a printout from the Department
 14 of Homeland Security website, entitled “Q&A: Protecting the Nation From Foreign Terrorist
 15 Entry Into The United States,” March 6, 2017. I accessed the Q&A on March 13, 2017 ay
<https://www.dhs.gov/news/2017/03/06/qa-protecting-nation-foreign-terrorist-entry-united-states>.
 16

17 41) Attached as Exhibit LL is a true and correct copy of an article posted on
 18 YAHOO.COM, entitled “Iran keeps ban on US visitors in response to Trump order,” March 7,
 19 2017. I accessed the article on March 13, 2017 at <https://www.yahoo.com/news/iran-keeps-ban-us-visitors-response-trump-order-104300662.html>.
 20

21 42) Attached as Exhibit MM is a true and correct copy of an article from WIRED by Issie
 22 Lapowsky, entitled “Online Petition to Ban Trump Is Now the UK’s Most Popular,” December
 23 10, 2015. I accessed the article on March 13, 2017 at <https://www.wired.com/2015/12/online-petition-to-ban-trump-is-now-the-uks-most-popular/>.
 24

25 43) Attached as Exhibit NN is a true and correct copy of the Joint Declaration of
 26 Madeleine K. Albright, *et al.*, submitted in *Washington v. Trump*, No. 17-35105 (9th Cir. 2017),
 27 ECF 28-2. I accessed the PACER docket containing this entry on March 13, 2017.
 28

44) Attached as Exhibit OO is a true and correct copy of an article from the Times by Jeffrey Gettleman, entitled "State Dept. Dissent Cable on Trump's Ban Draws 1,000 Signatures," January 31, 2017. I accessed the article on March 13, 2017 at <https://www.nytimes.com/2017/01/31/world/americas/state-dept-dissent-cable-trump-immigration-order.html>.

45) Attached as Exhibit PP is a true and correct copy of a report by the Department of Homeland Security's Office of Intelligence and Analysis, entitled "Most Foreign-born, US-based Violent Extremists Radicalized after Entering Homeland," March 1, 2017. I accessed the report on March 13, 2017 at <http://www.msnbc.com/rachel-maddow-show/trms-exclusive-dhs-document-undermines-trump-case-travel-ban>.

46) Attached as Exhibit QQ is a true and correct copy of an article from CATO Institute by Alex Nowrasteh, entitled "Little National Security Benefit to Trump's Executive order on Immigration," January 25, 2017. I accessed the article on March 13, 2017 at <https://www.cato.org/blog/little-national-security-benefit-trumps-executive-order-immigration>.

47) Attached as Exhibit RR is a true and correct copy of an article from CNN by Kelly Daniella Diaz, entitled "There are '13 or 14' more countries with questionable vetting procedures," March 7, 2017. I accessed the article on March 13, 2017 at <http://www.cnn.com/2017/03/06/politics/john-kelly-travel-ban-muslim-countries/>.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct to the best of my knowledge and belief.

Executed in Boston, MA on the 13th day of March, 2017.

By:

s/Kristin Macleod-Ball

1 Kristin Macleod-Ball
2 National Immigration Project of the National
3 Lawyers Guild
4 14 Beacon Street, Suite 602
Boston, MA 02108

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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on March 13, 2017, I electronically filed the foregoing with the Clerk
3 of the Court using the CM/ECF system, which will send notification of such filing to the
4 attorneys of record for all Defendants.

5 Executed in Seattle, Washington, on March 13, 2017.

6 s/Glenda Aldana

7 Glenda M. Aldana Madrid, WSBA No. 46987
8 Northwest Immigrant Rights Project
9 615 Second Avenue, Suite 400
10 Seattle, WA 98104
11 (206) 957-8646
12 (206) 587-4025 (fax)